

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte C. ALEXANDER TURNER, JR.,  
BRIAN MATHUR,  
MICHAEL C. NEHLS,  
GLENN FRIEDRICH,  
BRIAN ZAMBROWICZ, and  
ARTHUR T. SANDS

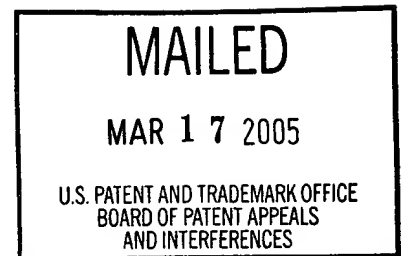
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Appeal No. 2005-0760  
Application 09/771,961

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**ORDER DISMISSING APPEAL**

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Before HARKCOM, Acting Chief Administrative Patent Judge, and  
WILLIAM F. SMITH and GRIMES, Administrative Patent Judges.

Per curiam.

On April 1, 2003, appellants filed a Notice of Appeal. On February 24, 2005, appellants filed a communication stating that the appeal in this case "has been abandoned in favor of a continuing application."

Accordingly, it is

ORDERED that the appeal is dismissed.

The application is being returned to the examiner for further action as may be appropriate.

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